

FILED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

SEP 25 2007
SEP 25 2007
WAYNE R. ANDERSEN
U. S. DISTRICT COURT JUDGE

UNITED STATES OF AMERICA)
)
 v.)
)
 MICHAEL E. KELLY)
)

No. 06 CR 964
Acting Chief Judge Wayne Andersen

NOTICE OF MOTION

TO: Jeffrey Steinback
Attorney for defendant Michael E. Kelly
BY FACSIMILE

PLEASE TAKE NOTICE that on Tuesday, September 25, 2007, at 2 p.m. or as soon thereafter, the undersigned will present to Acting Chief Judge Wayne Andersen in the courtroom usually occupied by him at the United States District Court, 219 S. Dearborn, Chicago, Illinois, the **AGREED MOTION FOR A FIFTH EXTENSION OF TIME TO SEEK THE RETURN OF AN INDICTMENT OR TO FILE AN INFORMATION.**

Respectfully submitted,

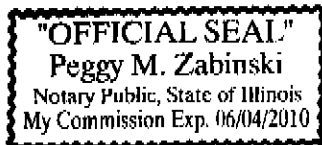
PATRICK J. FITZGERALD
United States Attorney

BY: Edward G. Kohler
EDWARD G. KOHLER
Assistant United States Attorney
(312) 886-1328

CERTIFICATE OF SERVICE

Edward G. Kohler, being duly sworn on oath, deposes and says that he is employed in the Office of the United States Attorney for the Northern District of Illinois; and that on the 25th day of September, he caused a copy of the above mentioned filing to be served on counsel by hand delivery.

Edward G. Kohler
SUBSCRIBED and SWORN to before me
this 25th day of September 2007



Peggy M. Zabinski
NOTARY PUBLIC